

App F IX 4

Previous References

1943 Mr
Munna Bal

File No. 11-42

Serial Nos 67, 70, 101,
113, 114

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

5

Part B for August 1943

SUBJECT

Re: Grant of Compassionate gratuity
to the family of Shankar Chandra a laborer
who died of injuries in Mysore

The pres of MLC Mysore
... Controller to govt

Lr No 2407-46 dated 25 8/43

Sanctions.

22-
16/46

From the Pdt, app ml cl, My son
No 165 106 486/42 26-12-42

Requesting sanction to the payment
of a Compassionate Gratuity of Rs 5 P m
in the first year, Rs 4 P m in the 2nd year
and Rs 3 P m in the third year subject
to its being stopped of the amount to
the family ^(wife) of Shauk Mohadun, a
Labourer who died from injuries, subject
to its being stopped of the amount.

1) The Circumstances under
which the payment of a Gratuity
is recommended has been ^{mentioned} in detail in the Pdt's letter

2) The Managerial Secy, may
perhaps be consulted

3) The Pdt's order for orders

4) Pl enquire if the deceased
was employed in any gang or
maintained by the ^{whole system} for what period or was he employed
as a casual labourer only for the
occasion of effecting repairs to the ^{road}

20/1/43

5) Sd with a draft letter for appl.

21/1
Gd 21/1

7) Issued 21/1

70

Re The Pdt, City of Melb, Myson
No L7275 of 27-143

Calls for some information
from

The Pdt City of Melb Myson

No MS-106-486/42 of 12-3-43

States that the deceased was a casual labourer
not in the ref to para 3. supra.

16/3 It is stated that the deceased
Shack Mohadeen was employed as
a casual labourer for effecting
repairs etc to the Municipal Office
building - from 22nd Nov to 12th Dec
1942. On the facts, the deceased
cannot be considered to be a
Municipal employee at all, and he
was not a member of any temporary
force employed by the M.C.

Further, the grant of compassionate
gratuity on a graduated scale to the
deceased cannot be considered to be
a legitimate charge on the funds of
the City. On principle, this resolution
may perhaps be vetoed
by the H. Secy who should be consulted

Law Secy for
16/3/43

9 Dec 16/3/43
I agree with the
res expressed in para 7
of 12/3/43

4413

11) Law Section for a note

As per Law Sec 17-3-23
we for 17 3 43

3/18/73

Law 233/42
dated 22-3-43

The deceased was one of the members of the Municipal Corporation and was engaged in the work of the Corporation. The Corporation has passed a resolution to the effect that the order of the Government regarding the deceased should be followed. The order of the Government is dated 3/4/43 and the Corporation has followed the order.

13 The question is whether such resolution is valid. Whether the Corporation can order to be paid can or cannot be a charge on the Municipal Fund. No doubt that it is a deserving case. It may be that the deceased was a casual workman, but as he was during the course of the employment, the workman's Compensation Act may be held to be applicable. But this question does not arise in this case, for the person who was not dealt with under the workman's Compensation Act, but it was

RECEIVED
9/6/43
GOVT OF MYSORE

dealt with matter in the meeting held
15/9/43 with Mr. Sanyal & S. S.
that there is no provision in the amended
Act to support the Resolution in question.
Law Secretary *3*
9/6/43

Mr. Sanyal
L.S.
L.C. *3*
9/6/43

(16) The President, City M.C., Mysore will
be informed that the proposal is not
covered by the provisions of the City M.C. Act
and cannot therefore be approved.
Law Secy *3*
12/6/43

SECY LAW DEPT
14479
12/6/43
GOVT OF MYSORE

(17) May be refused
accordingly

Marked S.S. *3*
16/6/43
for info

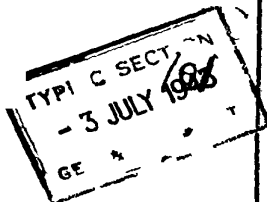
OFFICE OF THE MINISTER
FOR L S G & P H
Date 16/6/43
N 10184

(18) The question of giving a lump sum
amount may be considered as
the same proposal as against the
provisions of the Act.

SECY LAW DEPT
30/6
GOVT OF MYSORE

Mr. Sanyal *3*
30/6/43

5571 / 1000
2 of 42



✓
8/5

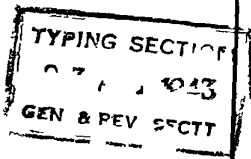
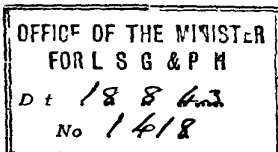
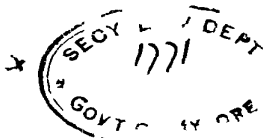
20) Would write a draft letter for approval
21) I am

To: The Secy, L.S.G. & P.H.
No L 249 of 7-7-43

States that as the proposal is not covered by the provisions of the act, Ordinance Act 1933 it cannot be sanctioned & that the question of giving a lump sum amount from m.c. funds may be considered

Letter No. 106-486/42 of 7-8-43 from the Secy, L.S.G. & P.H., stating that the m.c. have approved of the payment of a grant of Rs 100/- to the widow of the deceased

22) Would write a draft Rs 20 for approval
23) The proposal now made by the m.c. is in accordance with the orders of the Minister, L.S.G. & P.H. under para 18 supra



17/8

may be approved

Law secy 17/8/43

May be approved

Number 59

16.8.43

for

22.8.43

23.8.43

of the Law Secy

<i>114</i>	<i>To the Hon, inf me cl, city sov</i>
<i>B</i>	<i>me comptroller</i>
<i>18/9</i>	<i>no L 2407-8 & 25/8/43</i>
<i>me</i>	<i>sanctions the proposal</i>

5771/K
OFFICE OF THE P. D. M.
CITY MUNT. LC MY OR
Dated 26th December 1942

No ms-106-486/42
Encl, 1

mul 11-42-67

From

B S RAGHAVENDRA RAO Esq MA (Hons.)

PRESIDENT CITY MUNICIPAL COUNCIL

MYSORE

BY LAW DEPT

Cur
Tace

C N SAVA SASTRY AIDU ESQ, B.A., B.L.
Secretary to the Government of His Highness
the Maharaja of Mysore Law Department,
Bangalore

Sir,

Subject - Payment of Compassionate Gratuity to the family
of Shaik Mohadin a labourer, who died from injuries

I have the honor to state that in connection with the annual
repairs to the Municipal Office building, a temporary gang was
employed on daily wages and on the evening of the 12th instant one

Shaik Mohadin a labourer on the temporary gang had a fall while colour washing the south east top corner of the Building. He was immediately unconscious and bleeding and the Municipal Health Officer gave first aid and removed him to the Hospital. But unfortunately the man died on the 13th morning. The deceased was young about 35 years of age and has left behind him his wife aged 20 years, two sons of 7 and 3½ years and a daughter of 5 years. He is said to be a labourer for the past 12 years and his family has lost support by his sudden and accidental death.

In view of the hard and troubled circumstances caused to the labourer's family although he being a casual labourer, the Municipality was under no obligation or liability to give any monetary assistance or help to his family, in view of the tragic facts of the case a proposal to give them a small gratuity of Rs 3/- per mensem temporarily for a period of three years was placed before the

Municipal Council at their meeting held on 22nd December 1942

The Municipal Council taking into consideration the pitiable

circumstances of the family have resolved as follows

B. Pures B.
~~Resolving~~ as a charity and without any sort of obligation whatsoever on the Municipality the widow may be paid Rs 5/- per mensem in the first year and Rs 4/- per mensem second year and Rs 3/- per mensem in the third year subject to its being stopped if she marries'

Under the circumstances stated above and in view of the Municipal Council Resolution I request you kindly to obtain sanction of Government to the payment of the Gratuity as a special case. The amount will be met from the provision made under 'D2-Buildings Repairs

I have the honour to be,
Sir,
Your most obedient servant

B. Krishavendra B.
PRESIDENT

SNR)

[Signature]

MYSORE CITY MUNICIPALITY

Proceedings of the Ordinary General Meeting of the Mysore
City Municipal Council held in the Municipal Office on Tuesday
the 22nd December 1942, at 4 30 p m

PRESENT

B S Raghavendra Rao Esq M A (Hons) *President*

- 2 S Linganna Esq
- 3 U L Ramachandra Rao Esq
- 4 Chowdiah Esq
- 5 T S Rajagopala Iyengar Esq M A LL B
- 6 N Rajagopala Iyengar Esq B A B L
- 7 Mrs B Kameswaramma B A
- 8 M V Venkataramiah Esq
- 9 M S Nanjappa Esq
- 10 G R Rangaswamiiah Esq
- 11 G Janardan Naidu Esq
- 12 Patnam Sreenivasasetty Esq
- 13 M R C Basappa Esq
- 14 T Venkataramaniiah Esq
- 15 T S Alikhan Esq
- 16 Mahomed Khalilulla Esq M A LL B
- 17 S A Kareem Esq
- 18 B L Maridandiah Esq
- 19 F C Devaraja Urs Esq

ABSENT

- 20 P Sitaramiah Esq B A B L. *Vice President*
- 21 M K Linganna Esq B A LL B
- 22 M C Mallappa Esq
- 23 A Krishna Murty Esq
- 24 T Narasimha Iyengar Esq B A B L
- 25 A N Suryanarayana Rao Esq.
- 26 B Narayanaswamy Esq B A B L
- 27 T Mariappa Esq B A LL B
- 28 E P Nanjappa Esq
- 29 Dr A J Ram L M & S
- 30 Haji Mir Amiruddin Khuraishi Esq
- 31 Agaram Rangiah Esq

427 Office note dated 17-12-1942 requesting as a special case, sanction to the payment of a compassionate gratuity of Rs 3/- per mensem temporarily, for three years to the wife of late Shaik Mohadin daily wage labourer who died by falling from the top portion of the Municipal Office building while white and colour washing the building

Resolution *B* *purely* *B*
as a charity and without any sort of obligation whatsoever on the Municipality the widow may be paid Rs 5/- per mensem in the first year and Rs 4/- per mensem in second year and Rs 3/- per month in the third year subject to its being stopped if she marries

(Sd) B S Raghavendra Rao,
President

COPY

B S Raghavendra Rao
PRESIDENT

snr

SUBJECT

11

Section *ml*
File No *11-42*
Serial No *70*

Diary No of letter replied to

No *6 7275*

General and Revenue Secretariat

()
the 194

Date of issue *27 / 43*

* Signed by *M. S. Rao*

List of enclosures

Copied by

Examined by

To

The Dist. C. P. M. C. Mysore
Sr.

With reference to your letter No. 106 486/42 of 26th Decr 1942 re the grant of a Compassionate gratuity to the wife of Shank Mohan, a labourer who died from injuries, I am directed to enquire if the deceased as a regular ment was employed, in any way, maintained on ^{the} wages system by the C. P. M. C. & if so, for what ~~period~~ period & if so, for what ~~period~~ period was he employed as a casual

12-

labourer only for the occasion
of effecting repairs to the ml office?
A reply at an early date is requested

I have etc
from
for Secretary
Law Deptt
1/12
- 21/1

No M5-106-486/42

From *Cur*

14/3/43
Mr. S. Raghavendra Rao
15/3/43
B S RAGHAVENDRA RAO Esq MA (Hons)

PRESIDENT CITY MUNICIPAL COUNCIL

MYSORE

me
O EOP HEP SET N
C Y M COUN L MY

Dated 12th March 1943



To

C NARAYANAS AIY MAIDU, Esq B A B L
Secretary to the Government of His Highness
the Maharaja of Mysore Law Department,
Bangalore

Sir,

Re - The grant of Compassionate Gratuity to the family of
Shaikh Mohadin a labourer who died from injuries

With reference to your letter No L 7275/M1 11-42-70 dated
27th January 1943 regarding the above I have the honour to state
that the deceased was employed as a casual labourer for effecting

14
repairs, white and colour washing to the Municipal Office
building He worked from 22nd November 1942 to 12th December
1942

I have the honour to be,
Sir
Your most obedient servant

R. Krishnamoorthy
PRESIDENT

SNR)
12/3

g

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

()
the 194

Date of issue

7/7

Signed by

Wm G. R. Rao

Number of enclosures

Copied by

Wm G. R. Rao

Examined by

Section

ml

File No

11-42

Serial No

101

No

L249

To

*The Odt, Cyp on ch, My son
Sir,*

*With reference to your
correspondence ending with your
letter no 65 106-488/42 D, 26th
12-3-43
~~Dec 42~~ in the matter of the
payment of a Compassionate
Gratuity to the family of Sherik Mohadin
a labourer, who died from
injuries ^{recd while undergoing} ~~in the city~~ ^{the City Municipal Office building}
I am directed to state that
as the proposal is not covered
by the provisions of the City
Municipal Act 1933, it cannot
be sanctioned*

16
I am ~~however~~ to add that

the question of giving a lump sum
to the widow of the deceased out of the funds
amount may, however, be
considered

I have etc
Yours
for secretary
KLB
27 Law Dept

No M5-106-486/42

Encl One

ml 11-42-113
OFFICE OF THE
CITY MUNICIPAL COUNCIL MYSORE

Date 7th Aug 1943

From

[B S RAGHAVENDRA RAO Esq MA (Hons)

PRESIDENT CITY MUNICIPAL COUNCIL

MYSORE

To

Sh C NARAYANASWAMY NAIDU, ESQ, B A, B L,
Secretary to Government, Law Department,
Bangalore

LEGY LAW DEPT
7/8/43
Sir, W
MORE

Re - Gratuity to the family of Sheik Mohadin,
a labourer who died of injuries

With reference to your letter No L 249 M1 11-42-101 dated 7th July 1943 regarding the above, I have the honor to state that in view of the circumstances contained there in the Municipal Council in their meeting held on 31st July 1943 approved of the payment of a grant of Rs 100/- to the widow of the deceased. A copy of their resolution is herewith enclosed for your information and I request you to kindly obtain early orders of Government to the payment of the grant

I have the honour to be,

Sir,

Your most obedient servant,

B. Raghavendra Rao

PRESIDENT

SNR

MYSORE CITY MUNICIPALITY

Proceedings of the Ordinary General Meeting of the Mysore
City Municipal Council held in the Municipal Office
on Saturday the 31st July 1943, at 4 30 p m

PRESENT

B S Raghavendra Rao Esq M A (Hons) *President*

- 2 S Linganna Esq
- 3 U L Ramachandra Rao Esq
- 4 M C M Ilappa Esq
- 5 T Narasimha Iyengar Esq B A B L
- 6 M V Venkataramiah Esq
- 7 M S Nanjappa Esq
- 8 G R Rangaswamiiah Esq
- 9 Dr A J Ram L M & S
- 10 G Janardan Naidu Esq
- 11 M R C Basappa Esq
- 12 T Venkataramaniah Esq
- 13 Haji Mir Amiruddin Khuraishi Esq
- 14 Dr (Miss) A Grace Gillespie M B Ch B
- 15 B L Maridandiah Esq
- 16 F C Devaraja Urs Esq

ABSENT

- 17 Mohamed Khalilulla Esq M A LL B *Vice President*
- 18 P Sitaramiah Esq B A B L
- 19 Chowdiah Esq
- 20 M K Linganna Esq B A LL B
- 21 A Krishna Murthi Esq
- 22 T S Rajagopala Iyengar Esq M A LL B
- 23 A N Suryanarayana Rao Esq
- 24 N Rajagopala Iyengar Esq B A B L
- 25 Mrs B Kameswaramma B A
- 26 Agaram Rangiah Esq
- 27 B Narayanaswamy Esq B A B L
- 28 T Mariappa Esq B A LL B
- 29 E P Nanjappa Esq
- 30 Patnam Sreenivasasetty Esq
- 31 T S Ali Khan Esq

====

35 Letter No L 249/M1 11-42-101 dated 7-7-1943 from the Secretary to Government intimating that payment of a compassionate gratuity to the family of Shaik Mohadin a labourer who died of injuries while white washing the Municipal Office building, is not covered by the provisions of the City Municipalities Act and that the question of giving a lumpsum amount to the widow may however be considered. As the payment is to be now made unconditionally a grant of Rs 100/- is proposed to be paid

"APPROVED"

Sd B S Raghavendra Rao,
President

"COPY"

B S Raghavendra Rao

PRESIDENT

SNR

G R S App F VI—G 2]

SUBJECT

19 abd

Diary No of letter replied to

General and Revenue Secretariat

()
the 19

Section ME

File No 1142

Serial No 114

Proceedings of the Government of
His Highness the Maharaja of Mysore

Date of issue 25/8/43 19

Signed by MG. R. Rao

May this be—

- (i) printed?
- (ii) treated as a standing order?
- (iii) published in the Gazette
English Part?
- (iv) translated?
- (v) placed at the disposal of the Press?
- (vi) published in the Gazette
Kannada Part?

Read—CC correspondence ending
with letter No 165-106-486/12
of 7-8-43 from the Pat,
Ct's- ml cl, - Mysore,
stating that the ml cl
have, at their meeting
held on 31-7-43 approved
Order thereon—No.
of the payment of a
lump-sum grant of Rs 100
to the family—(wife) of
Shree Mohan, a house
sustained by him
who died of injuries while
white-washing the
office building and

for
info

70
requesting sanction to the
resolution of the mecl
Order NO L 2407-8
Sanctioned

18/8
for Sanction
18/8 Sanction
to the Det, Cyp mecl, My, etc
The Comptrols

Last of Enclosures

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Examined by

pages 1-20